

**STATE OF CALIFORNIA
DEPARTMENT OF CORPORATIONS
INDEX OF FEES, FINES AND PENALTIES
Effective 01/01/2008
(GOVERNMENT CODE SECTION 8317)**

FEES

Application fees required by the statutes administered by the California Corporations Commissioner or rules promulgated under these statutes are due and payable upon filing of the application regardless of the action taken thereon and should be submitted together with the application or other filing to which they refer. Checks should be made payable to the "Department of Corporations" and need not be certified. (See Section 250.15, Chapter 3, Title 10, California Code of Regulations.)

Besides the fees indexed below, costs of examinations (which vary each year) are available from the Department's Office of Management and Budget. Also, publication and copy fees are set forth in Title 10, California Code of Regulations, Sections 260.608 and 260.617.

| <u>SECTION</u> | <u>TYPE OF FILING</u> | <u>FEE</u> |
|---------------------------------|---|---|
| <u>CORPORATIONS CODE</u> | | |
| | <u>Corporate Securities Law</u> | |
| 25608 | (b) Negotiating Permit (25102(c)) | \$ 50 |
| | (c) Notices (25102(h) and 25102(f)) | See Note #1 and #2 below |
| | (d) Designation of Issuer (25100(k)) | \$ 50 |
| | (e) Permit (25113) | \$200 + 1/5 of 1% of value; \$2,500 max. |
| | | \$2,500. Should cost of processing a small company application exceed the filing fee, an additional fee shall be charged up to \$1,000 max. |
| | | \$200 + 1/5 of 1% of value; \$2,500 max. |
| | (f) Coordination (25111) | \$200 + 1/5 of 1% of value; \$2,500 max. |
| | (h) Permit (25121) | \$200 + 1/5 of 1% of value; \$2,500 max. |
| | | The fee for any change in the rights, preferences, privileges, or restrictions of or on outstanding securities is \$200 |
| | (i) Notification (25131) | \$100 |
| | (j) Removal or Modification of Condition | \$ 50 |
| | (k) Guarantee of Security | \$ 50 |
| | (l) Commissioner as Escrow Holder | \$ 50 |
| | | (\$2.50 deposit of each new certificate resulting from transfer) |
| | (m) Transfer of Securities | \$ 20 per transfer |
| | (n) Amendment to Effective Qualification | \$ 50 plus any additional fee as required |
| | (o) Broker-Dealer Certificate (25211) | \$300; \$75 minimum annual assessment |
| | (p) Agent and Investment Adviser Representative | \$ 25 |
| | | Change of Employment Notification |
| | (q) Investment Advisor Certificate (25231) | \$125 per year |
| | (s) Fairness Hearing Under Section 25142 | \$200 + 1/5 of 1% of value; \$2,500 max. + actual hearing costs |
| | (u) Repurchase Offer (25507(b)) | Amount payable under 25608(e), (f), (h) or (i) |
| | (v) Exemption (25100(l)) | \$250 |
| | (w) Notice of Report Under Section 25105 | See Note #1 below |
| | (x) Qualified Purchasers Notice (25102(n)) | \$600 |
| | (y) Notice of Transaction (25102(o)) | \$200 + 1/5 of 1% of value; \$2,500 max. |
| | (z) Notice (25103(h)) | \$600 |
| 25608.1 | (a) Investment Company Notice (25100.1(b)) | \$200 + 1/5 of 1% of value; \$2,500 max. |
| | (b) Notice (25102.1(a)) | \$600 |
| | (c) Notice (25102.1(d)) | \$300 See Note #2 below |
| | (d) Investment Advisor Notice (25230.1(b)) | \$125 |
| | | Notice or Report (25230.1(c)) |
| | | \$ 25 |
| | <u>Capital Access Company Law</u> | |
| 28110 | (a)(1) Capital Access Company License | \$2,000 max. |
| | (a)(2) Application to Acquire Control | \$1,000 max. |
| | (a)(3) Purchase or Sell Business | \$1,000 max. |
| | <u>Franchise Investment Law</u> | |
| 31500 | (b) Franchise Registration (31111) | \$675 |
| | (c) Franchise Registration Renewal (31121) | \$450 |
| | (d) Franchise Registration Amendment (Post-effective) | \$ 50 |
| | (e) Material Modification | \$ 50 |

| <u>SECTION</u> | <u>TYPE OF FILING</u> | <u>FEE</u> |
|--|---|--|
| (f) | Notice of Exemption (31101) | \$450 |
| | Consecutive Subsequent Notice | \$150 |
| (g) | Written Notice of Violation | \$675 |
| <u>FINANCIAL CODE</u> | | |
| <u>Check Sellers, Bill Payers and Proraters Law</u> | | |
| 12214 (a) | Check Sellers, Bill Payer and Proraters License* | \$200 |
| | Investigation | \$ 50 |
| (b)(3) | Annual Assessment | \$150+ |
| <u>Escrow Law</u> | | |
| 17207 (a) | Escrow Agent License | \$625/main office + \$425/branch office |
| (b) | Duplicate License | \$ 2 |
| (c) | Investigation | \$100/office |
| (e) | Annual Assessment* | Pro rata not to exceed \$2,800 per office of location |
| (f) | Investigation for Manager Qualifications other than License Application | \$ 50 |
| (g) | Notice or Report Required by Section 17203.1 | \$ 25 |
| (h) | Special Assessment | Not to exceed \$500 per office or location |
| 17213 | Transfer of Ownership | \$625 + \$100 investigation fee |
| <u>Finance Lenders Law</u> | | |
| 22103 | Finance Lenders License | \$200 Application fee (nonrefundable) |
| | Investigation Fee | \$100 + Fingerprint & Criminal History Costs (nonrefundable) |
| 22107 (c) | Annual Assessment* | \$250+ Per Licensed Location |
| <u>Deferred Deposit Transaction Law</u> | | |
| 23006 (23100) | Deferred Deposit Originator | \$200 + \$100 Investigation Fee + Fingerprint Costs |
| 23016 (23100) | Annual Assessment* | Pro rata based on number of locations |
| <u>Securities Depository Law</u> | | |
| 30202 (a) | Security Depository License | \$2,500 |
| (c) | Continuing a License | \$2,500 per annum |
| <u>Residential Mortgage Lending Act</u> | | |
| 50121 (c), (50130 (b)(2)) | Residential Mortgage Lender; Servicer or Both | \$900 + \$100 Investigation Fee + Fingerprint Costs |
| 50401 | Annual Assessment* | \$1,000 minimum; \$5,000 maximum |

NOTE # 1: Fee for filing notices is based on the value of the securities sold in the transaction for which the notice is filed (including those portions not in this state), as follows:

| Value of securities sold | Filing fee |
|--------------------------|------------|
| \$ 25,000 or less | \$ 25 |
| \$ 25,001 to \$100,000 | 35 |
| \$100,001 to \$500,000 | 50 |
| \$500,001 to \$1,000,000 | 150 |
| Over \$1,000,000 | 300 |

NOTE # 2. Pursuant to Corporations Code Section 25608.3 (See Commissioner's Release No. 115-C as revised on May 28, 2004), the maximum filing fee associated with subdivision (f) of Corporations Code section 25102 and subdivision (d) of Section 25102.1 shall be \$300.

* Contact the Department's Special Administrator for Annual Assessment (which varies each year).

FINES AND PENALTIES

Besides the fines and penalties indexed below, there may be remedies available to the Department for the public's protection pursuant to an enforcement action.

| <u>SECTION</u> | <u>LAW</u> | <u>FINE/PENALTY</u> |
|--|-------------------------------------|---|
| <u>CORPORATIONS CODE</u> | | |
| <u>Corporate Securities Law</u> | | |
| 25252 | Willful Violation of Law/Rule/Order | Up to \$15,000 Administrative Penalty per violation (See Note #3 below) |

SECTION**LAW****FINE/PENALTY**

| | | | |
|--|-----|--|--|
| 25535 | | Violation of Law /Rule/Order | Up to \$25,000 Civil Penalty per violation |
| 25540 | (a) | Willful Violation of Law/Rule/Order | Up to \$1,000,000 or up to 1 year state/county prison or both |
| | (b) | Willful Violation of Law/Rule/Order | Up to \$10,000,000 or state prison (2, 3, or 5 yrs) or both |
| 25541 | | Use of Device, Scheme or Artifice to Defraud | Up to \$10,000,000 or state prison (2, 3, or 5 yrs) or both |
| 28880 | | Willful Violation of Law/Rule/Order | Up to \$250,000 or up to 1 year state/county prison or both |
| 28900 | | Violation of Law/Rule/Order | Up to \$2,500 Civil penalty per violation. |
| | | Continuing Violation | \$2,500 each day violation continues |
| <u>Bucket Shop Law</u> | | | |
| 29102 | | Violation of Law/Rule/Order | Corporations: \$1,000 – 10,000 Non-corporate entity: \$1,000 – 10,000 or state prison or both |
| <u>Commodity Law</u> | | | |
| 29544 | | Willful Violation of Law/Rule/Order | Up to \$2,500 Civil Penalty per violation |
| 29550 | (a) | Willful Violation of Law/Rule/Order | Up to \$250,000 or up to 1 year state/county prison or both |
| | (b) | Violation of Section 29536 | Up to \$250,000 or state prison (2, 3, or 4 yrs) or both |
| <u>Franchise Investment Law</u> | | | |
| 31405 | | Violation of Law/Rule/Order | Up to \$10,000 Civil Penalty per violation |
| 31406 | | Violation of Law/Rule/Order | Up to \$2,500 Administrative Penalty per violation |
| 31410 | | Willful Violation of Law/Rule/Order | Up to \$100,000 or up to 1 year state/county prison or both |
| 31411 | | Willful Violation of Law/Rule/Order | Up to \$100,000 or up to 1 year state/county prison or both |

FINANCIAL CODE**Check Sellers, Bill Payers and Proraters Law**

| | | | |
|-------|---------|-------------------------------------|--|
| 12102 | | Willful Violation of Law/Rule/Order | Up to \$10,000 or up to 1 year state/county prison or both |
| 12105 | (c) | Violation of Law/Rule/Order | Up to \$2,500 Administrative Penalty per violation |
| | (d) (3) | Willful Violation of Law/Rule/Order | Up to \$10,000 Civil Penalty per violation |
| 12107 | | Violation of Law/Rule/Order | Up to \$2,500 Administrative Penalty per violation |

Escrow Law

| | | | |
|---------|--|---|--|
| 17213.2 | | Open or Change Branch Office Without Approval | Up to \$100 for 1 st 10 days, \$10 every day thereafter |
| 17408 | | Failure to File Reports When Due | \$100 per day for 1 st 5 days, \$500 every day thereafter |
| 17700 | | Willful Violation of Law/Rule/Order | Up to \$10,000 or state/county prison or both |
| 17701 | | Violation of Law/Rule/Order | Up to \$2,500 Civil penalty per violation |

Finance Lenders Law

| | | | |
|-------|--|--|--|
| 22153 | | Changes Business Location Without Notification | Up to \$500 Civil Penalty |
| 22713 | | Willful Violation of Law/Rule/Order | Up to \$2,500 Civil Penalty per violation |
| 22753 | | Willful Violation of Law/Rule/Order | Up to \$10,000 or up to 1 year state/county prison or both |
| 22780 | | Willful Violation of Law/Rule/Order | Up to \$10,000 or up to 1 year state/county prison or both |

Deferred Deposit Transaction Law

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|-------|-----|---|--|
| 23100 | (b) | Failure to Submit License Application and Fee | \$ 25 per day or part of day that submission or payment is delayed or withheld |
| 23021 | | Changing Business Location Without Notification | Up to \$500 Civil Penalty |
| 23051 | | Violation of Law/Rule/Order | Up to \$2,500 Civil penalty per violation |
| 23058 | | Violation of Law/Rule/Order | Up to \$2,500 Administrative Penalty per violation |
| 23065 | | Willful Violation of Law/Rule/Order | Up to \$10,000 or up to 1 year state/county prison or both |

Securities Depository Law

| | | | |
|-------|--|-----------------------------|---|
| 30209 | | Operation Without a License | \$250 to \$1,000, or 3 to 12 months county jail or both |
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Residential Mortgage Lending Act

| | | | |
|-------|--|---|---|
| 50306 | | Open or Change Branch Office Without Approval | Up to \$100 for 1 st 10 day, \$10 every day thereafter |
| 50326 | | Failure to File Reports When Due | Up to \$100 each day up to the 10 th day |
| 50500 | | Willful Violation of Law/Rule/Order | Up to \$10,000 or up to 1 year state/county prison or both |
| 50501 | | Violation of Law/Rule/Order | Up to \$2,500 Civil Penalty per violation |

NOTE #3: Administrative Penalties: Up to \$1,000 for first violation and up to \$2,500 for each subsequent violation, for persons other than broker-dealers and investment advisers; and up to \$5,000 for first violation, up to \$10,000 for second violation, and up to \$15,000 for each subsequent violation, for broker-dealers and investment advisers.